BEFORE THE LOK ADALATH
ORGANIZED BY THE KERALA HIGH COURT LEGAL SERVICES COMMITTEE

PRESENT :

THE HONOURABLE MR. JUSTICE M.M.PAREED PILLAY
(RETD.CHIEF JUSTICE, HIGH COURT OF KERALA)
&
THE HONOURABLE MR. JUSTICE M.R.HARIHARAN NAIR
(RETD.JUDGE, HIGH COURT OF KERALA)

WEDNESDAY, THE 14TH FEBRUARY 2007 / 25TH MAGHA 1928

AS.No. 19 of 2003(B)
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OS.58/1996 of PRL.SUB COURT,THRISSUR
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APPELLANT/PLAINTIFF:
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ST.FRANCIS XAVIERS CHURCH,
VIJAYAPURAM, CHERUR DESOM, VILVATTOM VILLAGE,
THRISSUR TALUK, THRISSUR DISTRICT.

BY ADV. SRI.G.SREEKUMAR (CHELUR)
SRI.M.GOPIKRISHNAN NAMBIAR
SRI.N.J.JOHNSON

RESPONDENTS/DEFENDANTS:
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1. ANTO, S/O.LATE KALTHIPARAMBIL JOSE,
AKKARAPURAM DESOM, MADAKKATHARA VILLAGE,
THRISSUR TALUK, THRISSUR DISTRICT.

2. WILSON, S/O. LATE EMMETTY IYYUNNY,
CHEROOR DESOM, VILVATTOM VILLAGE,
THRISSUR TALUK, THRISSUR DISTRICT.

3. ALPHONSA, W/O. WILSON OF -DO- -DO-.

4. VALSALA, D/O. KANNADIL SAROJINI AMMA,
KUTTUMUKKU DESOM, VILVATTOM VILLAGE,
THRISSUR TALUK, THRISSUR DISTRICT.

BY ADV. SRI.P.GOPAKUMARAN NAIR (FOR R2 & R3)
SRI.C.S.DIAS

THIS APPEAL SUITS HAVING COME UP FOR DETERMINATION AT THE LOK ADALATH AND THE PARTIES HAVING SETTLED THE MATTER, THE FOLLOWING AWARD IS PASSED IN TERMS OF THE SETTLEMENT:

ORDER ON I.A. NO.4790 OF 2006 IN AS NO.19 OF 2003

CLOSED IN VIEW OF SETTLEMENT AT THE ADALATH

SD/-
M.M.PAREED PILLAY (RETD.CHIEF JUSTICE)

SD/-
14.2.07. M.R.HARIHARAN NAIR (RETD. JUDGE)

/TRUE COPY/

P.A. TO JUDGE

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**M.M.PAREED PILLAY (RETD. CHIEF JUSTICE) &**
**M.R.HARIHARAN NAIR (RETD. JUDGE)**

A.S. No. 19 OF 2003

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Dated this the 14th day of February, 2007

**A W A R D**

**M.M.PAREED PILLAY (Rtd. Chief Justice)**

Appeal is from the decree of dismissal of O.S. No.58 of 1996 of the Principal Sub Court, Thrissur. The parties have now settled their differences as per an agreement dated 24.1.2007 where under for a consideration of Rs.3.5 Lakhs to be paid by the appellant to the 3rd respondent within a period of 2 months from 24-1-2007, the title over the 3 cents in dispute shall be conveyed by the 3rd respondent to the appellant. It is stated that a sum of Rs.50,000/- (Rupees Fifty thousand only) being part of the aforesaid Rs.3.5 lakhs has already been received by the 3rd respondent. In view of this the appeal is disposed of incorporating the copy of the aforesaid agreement as part of this Award. In case of failure on the part of the appellant to pay the balance amount in accordance with the agreement, the appeal will stand dismissed. Court fee paid will be refunded to the appellant.

M.M.PAREED PILLAY
(RETD. CHIEF JUSTICE)

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M.R.HARIHARAN NAIR
(RETD. JUDGE)

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